

08-03-00

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08/01/00  
JC897 U.S. PTO

In re Application of:  
Soon-Shiong and Desai  
Application No.: Unassigned  
Filed: Herewith  
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PATENT  
Attorney Docket No.: ABI1150-18

JCE35 U.S. PTO  
09/628387  
08/01/00

The issue fee has been paid in the above-identified application, however, it is not yet issued.

1. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
2. ☐ A preliminary amendment is enclosed.

The filing fee has been calculated as shown below:

For	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	171 -20	=	151	X	\$09	\$18	=	\$0.00	\$2,718.00
Independent Claims	40 -3	=	37	X	\$39	\$78	=	\$0.00	\$2,886.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$130	\$260			\$ 0
BASIC FEE					\$345	\$690		\$0.00	\$ 690.00
					TOTAL FEE			\$0.00	\$6,294.00

3. ☒ The Commissioner is hereby authorized to charge the total amount of \$6,294.00; which consists of \$690.00 for the filing fee; One-Hundred Fifty-One (151) additional claims; and Thirty-Seven (37) additional independent claims, or any other fees associated with this communication, or credit any overpayment to Deposit Account No. 07-1895. A duplicate copy of this Transmittal Sheet is enclosed.
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.

PATENT  
Attorney Docket No.: **ABI1150-18**

\_\_\_ NEW PATENT APPLICATION  
\_\_\_ CONTINUATION-IN-PART  
X DIVISIONAL

COMMISSIONER FOR PATENTS  
Box Patent Application  
Washington, D.C. 20231

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I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231

**MIKHAIL BAYLEY**

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)

*Mikhail Bayley*  
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

Sir:

Transmitted herewith for filing is the **divisional** patent application of:

Inventors: **Patrick Soon-Shiong and Neil P. Desai**

For: **METHODS AND FORMULATIONS OF TAXANES**

This is a request for filing a \_\_\_ continuation X divisional application under 37 C.F.R. 1.53(b), of Serial No. 08/926,155, filed September 9, 1997, now issued as U.S. Patent No. 6,096,331, which is a continuation-in-part of U. S. Serial No. 08/720,756, filed October 1, 1996, now issued as U.S. Patent No. 5,916,596 and U.S. Serial No. 08/485,448, filed June 7, 1995, now issued as U.S. Patent No. 5,665,382, which is, in turn, a continuation-in-part of U.S. Serial No. 08/200,235, filed February 22, 1994, now issued as U.S. Patent No. 5,498,421, which is, in turn, a continuation-in-part of U.S. Serial No. 08/023,698, filed February 22, 1993, now issued as U.S. Patent No. 5,439,686, and which is, in turn, related to U.S. Serial No. 08/035,150, filed March 26, 1993, now issued as U.S. Patent No. 5,362,478.

FULL NAME OF FIRST INVENTOR	LAST NAME: <b>Soon-Shiong</b>	FIRST NAME: <b>Patrick</b>	MIDDLE NAME:
CITIZENSHIP	STATE OR FOREIGN COUNTRY: <b>United States</b>		
POST OFFICE ADDRESS	POST OFFICE ADDRESS: <b>12307 Dorothy Street</b>	CITY AND STATE: <b>Los Angeles, California</b>	ZIP CODE: <b>90049</b>
FULL NAME OF SECOND INVENTOR	LAST NAME: <b>Desai</b>	FIRST NAME: <b>Neil</b>	MIDDLE NAME: <b>P.</b>
CITIZENSHIP	STATE OR FOREIGN COUNTRY: <b>India</b>		
POST OFFICE ADDRESS	POST OFFICE ADDRESS: <b>3633 Purdue Avenue</b>	CITY AND STATE: <b>Los Angeles, California</b>	ZIP CODE: <b>90066</b>

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4. ☒ Amend the specification by replacing the first paragraph as follows:

Please delete on page 1 under related application, lines 2-12 and insert therefor--

The application is a divisional under 37 C.F.R. 1.53(b), of Serial No. 08/926,155, filed September 9, 1997, now issued as U.S. Patent No. 6,096,331, which is a continuation-in-part of U. S. Serial No. 08/720,756, filed October 1, 1996, now issued as U.S. Patent No. 5,916,596 and U.S. Serial No. 08/485,448, filed June 7, 1995, now issued as U.S. Patent No. 5,665,382, which is, in turn, a continuation-in-part of U.S. Serial No. 08/200,235, filed February 22, 1994, now issued as U.S. Patent No. 5,498,421, which is, in turn, a continuation-in-part of U.S. Serial No. 08/023,698, filed February 22, 1993, now issued as U.S. Patent No. 5,439,686, and which is, in turn, related to U.S. Serial No. 08/035,150, filed March 26, 1993, now issued as U.S. Patent No. 5,362,478.--

5. ☐ A verified statement claiming small entity status was filed in parent application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and such status is still proper.
6. ☒ The prior application is assigned of record to VIVORX PHARMACEUTICALS, INC.
7. ☒ The power of attorney in the prior application is to Stephen E. Reiter, Registration No. 31,192.
8. ☒ Executed copy of Associate Power of Attorney is enclosed.
9. ☐ Please transfer the drawings from the prior application to the new application.
10. ☒ Information Disclosure Statements filed in the prior application under 37 C.F.R. 1.97 are hereby made of record (copies of Form PTO 1449 and 892's are enclosed herewith for the Examiner's convenience).
11. ☐ Please transfer the computer readable form (CRF) copy of the Sequence Listing from the prior application, which CRF copy was filed with a Communication mailed \_\_\_\_\_, to this new application.
12. ☐ Please transfer the Statement under 37 C.F.R. § 1.821(f) and (g) from the prior application, which Statement was filed with a Communication mailed \_\_\_\_\_, to this new application.

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13. X A copy of the prior application as amended to include replacement claims 1-171 is enclosed, including the Combined Declaration and Power of Attorney filed in parent application, U.S. Application No. 08/926,155, filed September 9, 1997.

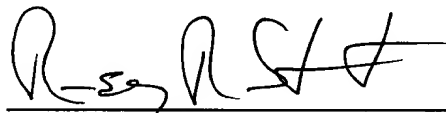
Address all future communications to:

Stephen E. Reiter  
GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1600  
San Diego, California 92121-2189  
Telephone: (858) 677-1409  
Facsimile: (858) 677-1465

The undersigned states that the enclosed application papers comprise a true copy of the prior application as filed, except original claims 1-42 are replaced with substitute claims-1-171.

Respectfully submitted,

Date: August 1, 2000



Ramsey R. Stewart  
Attorney for Applicant  
Registration No. 38,322

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